

**SERIOUSNESS LEVEL 4**  
Effective date January 1, 1994

Criminal History Score	0	1	2	3	4	5+
Presumptive Sentence	CCC AS	ADC 18 CCC AS	ADC 30 CCC AS	ADC 54 CCC AS	ADC 72 CCC AS	ADC 96
Minimum Time Served Prior to Transfer Eligibility		ADC 3	ADC 5	ADC 9	ADC 12	ADC 16
Presumptive Range (Prior to July 1, 2005)		ADC 17.10- 18.90	ADC 28.50- 31.50	ADC 51.30- 56.70	ADC 68.40- 75.60	ADC 91.20- 100.80

AS = Alternative Sanctions, CCC = Community Corrections Center, ADC = ADC Facility Only  
ALL SENTENCE DURATIONS ARE SHOWN IN MONTHS COMMITTED

**Common Level 4 Offenses** (See Seriousness Reference Table for additional offenses and effective dates. Target Offenses are underlined. See policy statement on Community Correction Centers.)

5-10-105	C	Negligent Homicide
5-10-105	D	Negligent Homicide
5-11-103	C	False Imprisonment I
5-13-202	D	Battery II
5-14-126	C	Sexual Assault, Third Degree
5-53-102	C	<u>Perjury</u>
5-54-110	C	Escape I
5-64-401.4	C	<u>Possession of Controlled Substance Schedule I/II</u>
5-64-401.5	C	<u>Manufacture/Delivery/Possession Marijuana &gt;10 lbs &lt;100 lbs</u>
5-64-411	U	<u>DWI 5</u> [See statute for penalty range – CCC by judicial transfer only]
5-64-436(b)(3)	C	<u>Possession of Schedule VI Controlled Substance with Purpose to Deliver =&gt; 4 oz. &lt; 25 lbs.</u>
5-64-438(b)(3)	C	<u>Delivery of Schedule VI Controlled Substance =&gt; 4 oz. &lt; 25 lbs.</u>

Transfer Eligibility - one-third of time imposed minus good time of up to one-half, i.e. one-sixth of time imposed if offender earns maximum good time.

**Classification of Level 4 offenses and statutory ranges (shown in years):**

<u>Class</u>	<u>Normal Range</u>	<u>Habitual §(a)</u>	<u>Habitual §(b)</u>	<u>Habitual §(c)</u>	<u>Habitual §(d)</u>
C	3-10	3-20	3-30	n/a	25-40
D	0- 6	0-12	0-15	n/a	20-40

See A.C.A. §§ 5-4-401 and 5-4-501.